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# Fax

**To:** United States Patent & Trademark Office **From:** Ury Fischer, Esq.  
**Attn:** Humera N. Sheikh **Pages:** 41 (including cover)  
**Fax:** (571) 273-0604 **Date:** February 9, 2004  
**Re:** Our File No.: 19113-1-0031  
Application Serial No. 10/044,275 **CC:**  
Filing Date: 1/10/2002  
First Named Inventor: Karl F. Popp  
Art Unit: 1615  
Metronidazole Pledgets

☒ **Urgent**   ☐ **For Review**   ☐ **Please Comment**   ☐ **Please Reply**   ☐ **Please Recycle**

**% Message:**

Dear Ms. Sheikh:

Attached for your review please find a copy of the Amendment and Remarks in Response to Office Action, together with five (5) exhibits, which were filed with the United States Patent & Trademark Office, by Express Mail EL 969230127 US, on November 5, 2003.

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Attorney's Docket No. 19113-1-0031

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

**KARL F. POPP**Serial No. **10/044,275**Filed: **January 10, 2002**For: **METRONIDAZOLE PLEDGET**Art Unit: **1615**Examiner: **Humera N. Sheikh**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND REMARKS IN RESPONSE TO OFFICE ACTION**

Sir:

Applicant hereby responds to the Examiner's Office Action of May 5, 2003 in which claims 1, 12, 13, 15-21, 29 and 38-45 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,849,776 to Czernielewski, et al. (hereinafter "*Czernielewski*"); and claims 2-11, 14, 22-28 and 30-37 were rejected under 35 U.S.C. § 103(a) as being unpatentable over *Czernielewski* in view of U.S. Patent 6,495,158 to Buseman, et al. (hereinafter "*Buseman*").

Please amend the above-identified application and enter Applicant's response into the record as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.